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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/089,995

07/25/2002

Marinus Gerardus Cornelis Kivits

2001-1028

5816

466 7590 09/02/2009

YOUNG & THOMPSON  
209 Madison Street  
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EXAMINER

SHAFFER, SHULAMITH H

ART UNIT

PAPER NUMBER

1647

MAIL DATE

DELIVERY MODE

09/02/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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10089995	7/25/2002	KIVITS ET AL.	2001-1028

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**EXAMINER**

SHULAMITH H.. SHAFER

ART UNIT	PAPER
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1647	20090827
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DATE MAILED:

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**Commissioner for Patents**

This communication is in response to an Order from the Board of Patent Appeals and Interferences returning undocketed appeal to Examiner.

On August 16, 2007 Appellant filed an Amendment After Final which proposed cancellation of claims 24-32 in response to Final Rejection mailed February 26, 2007.

The amendment of the claims proposed by Appellants on August 16, 2007 are entered and made of record.

The Appeal Brief filed with the Appellants' amendment was filed appealing the rejection of claims 16-23 and 33-35.

The Examiner's answer, filed November 30, 2007, was filed in response to appeal of rejection of claims 16-23 and 33-35.

Thus, the Examiner's answer was written taking in to consideration that the Appellants' amendment had been entered and thus requires no revision. A copy of the amendment annotated that it can be entered is enclosed.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shulamith H. Shafer, Ph.D. whose telephone number is 571-272-3332. The examiner can normally be reached on Monday through Friday, 8 AM to 5 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Manjunath Rao, Ph.D. can be reached on 571-272-0939. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Manjunath N. Rao /  
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